

## UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF NEW YORK

In re: DANA L STOUTENGER SR  
LINDA A STOUTENGER  
Debtor(s)

Case No.: 06-31104

## CHAPTER 13 STANDING TRUSTEE'S FINAL REPORT AND ACCOUNT

Mark W. Swimelar, chapter 13 trustee, submits the following Final Report and Account of the administration of the estate pursuant to 11 U.S.C. Section 1302(b)(1). The trustee declares as follows:

- 1) The case was filed on 02/28/2006.
- 2) The plan was confirmed on 08/17/2006.
- 3) The plan was modified by order after confirmation pursuant to 11 U.S.C Section 1329 on NA.
- 4) The trustee filed action to remedy default by the debtor in performance under the plan on NA.
- 5) The case was completed on 10/22/2010.
- 6) Number of months from filing or conversion to last payment: 56.
- 7) Number of months case was pending: 59.
- 8) Total value of assets abandoned by court order: NA.
- 9) Total value of assets exempted: 14,760.00.
- 10) Amount of unsecured claims discharged without full payment: 50,530.08.
- 11) All checks distributed by the trustee relating to this case have cleared the bank.

**Receipts:**

Total paid by or on behalf of the debtor:	\$17,736.17
Less amount refunded to debtor:	\$246.23

<b>NET RECEIPTS:</b>	\$17,489.94
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**Expenses of Administration:**

Attorney's Fees Paid Through The Plan:	\$2,952.37
Court Costs:	\$ .00
Trustee Expenses and Compensation:	\$1,358.14
Other:	\$ .00

<b>TOTAL EXPENSES OF ADMINISTRATION:</b>	\$4,310.51
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Attorney fees paid and disclosed by debtor:	\$1,381.00
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**Scheduled Creditors:**

<u>Creditor Name</u>	<u>Class</u>	<u>Claim Scheduled</u>	<u>Claim Asserted</u>	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Interest Paid</u>
ABN AMRO MORTGAGE GROUP	Secured	5,810,426.00	NA	NA	.00	.00
ABN AMRO MORTGAGE GROUP	Unsecured	NA	NA	NA	.00	.00
ABN AMRO MORTGAGE GROUP	Unsecured	NA	NA	NA	.00	.00
ABN AMRO MORTGAGE GROUP INC	Secured	NA	62,194.35	.00	.00	.00
AT&T UNIVERSAL CARD	Unsecured	2,538.49	NA	NA	.00	.00
AT&T UNIVERSAL CITIBANK	Unsecured	NA	NA	NA	.00	.00
BANK OF AMERICA	Secured	NA	8,900.28	637.40	637.40	.00
BANK OF AMERICA	Unsecured	NA	NA	NA	.00	.00
BANK OF AMERICA	Unsecured	NA	NA	NA	.00	.00
BANK OF AMERICA	Unsecured	NA	NA	NA	.00	.00
BANK OF AMERICA	Unsecured	5,163.43	NA	NA	.00	.00
BENEFICIAL FINANCE	Unsecured	NA	NA	NA	.00	.00
BENEFICIAL FINANCE CORP	Unsecured	NA	14,443.22	14,443.22	3,208.42	.00
BENEFICIAL HOMEOWNER SERVICE C	Secured	13,964.52	NA	NA	.00	.00
BENEFICIAL HOMEOWNER SERVICE C	Unsecured	NA	NA	NA	.00	.00

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CARMEL FINANCIAL CORP	Unsecured	NA	2,693.84	2,693.84	598.41	.00
CARMEL FINANCIAL CORP	Unsecured	NA	NA	NA	.00	.00
CARMEL FINANCIAL CORP	Unsecured	2,638.98	NA	NA	.00	.00
CBUSA	Unsecured	NA	NA	NA	.00	.00
CBUSASEARS	Unsecured	NA	NA	NA	.00	.00
CITIMORTGAGE INC.	Secured	NA	62,194.35	5,202.22	5,202.22	.00
DAIMLER CHRYSLER	Unsecured	NA	NA	NA	.00	.00
ECAST SETTLEMENT CORP	Unsecured	NA	2,863.50	2,863.50	636.10	.00
ECAST SETTLEMENT CORP	Unsecured	NA	4,020.94	4,020.94	893.21	.00
ECAST SETTLEMENT CORP	Unsecured	NA	5,149.56	5,149.56	1,143.92	.00
ECAST SETTLEMENT CORPORATION	Secured	7,709.97	7,709.97	2,655.00	.00	.00
ECAST SETTLEMENT CORPORATION	Unsecured	NA	5,054.97	5,054.97	.00	.00
FRANCIS TEDESCHI NYS DEPT OF LAW	Unsecured	NA	242.96	242.96	53.97	.00
FULTON SAVINGS BANK	Unsecured	NA	NA	NA	.00	.00
GC SERVICES LIMITED PARTNERSHIP	Unsecured	NA	NA	NA	.00	.00
HHL D BANK	Unsecured	NA	NA	NA	.00	.00
HHL D BANK	Unsecured	NA	NA	NA	.00	.00
HOME DEPOT CREDIT SERVICES	Unsecured	1,124.46	NA	NA	.00	.00
HOUSEHOLD BANK / RHODES FURNITL	Unsecured	NA	NA	NA	.00	.00
HSBC/RS	Unsecured	NA	NA	NA	.00	.00
HSBC/RS	Unsecured	NA	NA	NA	.00	.00
HSBC/RS	Unsecured	NA	NA	NA	.00	.00
KEY FOR CAP ONE	Unsecured	NA	NA	NA	.00	.00
M&T BANK	Secured	2,951.82	3,660.08	3,660.08	.00	.00
M&T BANK	Unsecured	NA	NA	NA	.00	.00
M&T BANK	Unsecured	NA	NA	NA	.00	.00
M&T BANK	Unsecured	2,918.50	NA	NA	.00	.00
MBNA AMERICA BANK, NA	Unsecured	4,020.94	NA	NA	.00	.00
MERCANTILE ADJUSTMENT BUREAU	Unsecured	NA	328.45	328.45	72.96	.00
MERCHANTILE ADJUSMENT BUREAU	Unsecured	NA	NA	NA	.00	.00
MONOGRAM BANK N AMERICA	Unsecured	NA	NA	NA	.00	.00
MONOGRAM BANK N AMERICA	Unsecured	NA	NA	NA	.00	.00
OSWEGO HOSPITAL	Unsecured	338.45	NA	NA	.00	.00
OVERTON, RUSSELL, DOERR & DONOV	Unsecured	NA	NA	NA	.00	.00
OVERTON, RUSSELL, DOERR & DONOV	Unsecured	NA	NA	NA	.00	.00
PNC MORTGAGE	Unsecured	NA	NA	NA	.00	.00
POLARIS RETAIL SVC	Secured	7,709.97	NA	NA	.00	.00
PRA RECEIVABLES MANAGEMENT LLC	Unsecured	NA	2,538.49	2,538.49	563.90	.00
SALLIE MAE	Unsecured	NA	NA	NA	.00	.00
SG DENTAL, P C	Unsecured	NA	483.31	483.31	107.36	.00
SG DENTAL, P C	Unsecured	473.31	NA	NA	.00	.00
SM SERVICING	Unsecured	NA	NA	NA	.00	.00

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STEVEN J BAUM PC	Unsecured	NA	NA	NA	.00	.00
SUNY UPSTATE MEDICAL UNIVERSITY	Unsecured	242.96	NA	NA	.00	.00
TARGET	Unsecured	NA	NA	NA	.00	.00
USA SERVICING COMPANY	Unsecured	NA	NA	NA	.00	.00
VICTORIAS SECRET	Unsecured	314.00	NA	NA	.00	.00
WASHINGTON MUTUAL	Unsecured	NA	NA	NA	.00	.00
WEINSTEIN, TREIGER & RILEY PS	Unsecured	NA	277.13	277.13	61.56	.00
WFFINACCPT	Unsecured	NA	NA	NA	.00	.00
WFNNB/VICTORIAS SECRET	Unsecured	NA	NA	NA	.00	.00
WOODS OVIATT GILMAN LLP	Unsecured	NA	NA	NA	.00	.00

**Summary of Disbursements to Creditors:****Secured Payments:**

	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Interest Paid</u>
Mortgage Ongoing:	.00	.00	.00
Mortgage Arrearage:	5,202.22	5,202.22	.00
Debt Secured by Vehicle:	3,660.08	.00	.00
All Other Secured:	3,292.40	637.40	.00
<b>TOTAL SECURED:</b>	12,154.70	5,839.62	.00

**Priority Unsecured Payments:**

Domestic Support Arrearage:	.00	.00	.00
Domestic Support Ongoing:	.00	.00	.00
All Other Priority:	.00	.00	.00
<b>TOTAL PRIORITY:</b>	.00	.00	.00

<b>GENERAL UNSECURED PAYMENTS:</b>	38,096.37	7,339.81	.00
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**Disbursements:**

Expenses of Administration:	\$4,310.51		
Disbursements to Creditors:	\$13,179.43		
<b>TOTAL DISBURSEMENTS:</b>			\$17,489.94

12) The trustee certifies that, pursuant to Federal Rule of Bankruptcy Procedure 5009, the estate has been fully administered, the foregoing summary is true and complete, and all administrative matters for which the trustee is responsible have been completed. The trustee requests a final decree be entered that discharges the trustee and grants such other relief as may be just and proper.

Date: 01/07/2011

By: /s/Mark W. Swimelar

Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. Section 1320.4(a)(2) applies.